

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA
CRIMINAL DOCKET PARTY INFORMATION FOR CASE A05-0066--CR (RRB)

"USA V VICTOR MANUEL ASTORGA ET AL"

DEF 1.1 ASTORGA, VICTOR MANUEL

Including terminated defendants, excluding terminated counsel

Presiding Judge: The Honorable Ralph R. Beistline, U.S. District Judge Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge

Filed: 07/28/05

Closed: NO

No. of Defendants: 4

MJ Case Number: A05-0116--MJ

AKA:

Location status: U.S. Custody

Trial date:
Terminated: NO
Needs interpreter: NO

Counsel of record: Allen N. Dayan

Allen N. Dayan & Associates 745 W. 4th Avenue, Suite 230

Anchorage, AK 99501

907-277-2330 FAX 907-277-7780

Serve: YES
Type: Retained
Role: Pretrial/Trial

PLF 1.1 UNITED STATES OF AMERICA

Counsel of record: Karen L. Loeffler

U.S. Attorney's Office 222 W. 7th Avenue, #9 Anchorage, AK 99513-7567

907-271-5071 Serve: YES

Type: Not specified Role: Pretrial/Trial

Counts re: DEF 1.1 ASTORGA, VICTOR MANUEL

| Document | Count | Citation and Description | Disposition |
|-----------|-------|---|-------------|
| 1 - 1 IND | 1 | 21:846, 841(a)(1) & (b)(1)(A) DRUG CONSPIRACY (F) | Pending |
| 1 - 1 IND | 2 | 21:853 (a) CRIMINAL FORFEITURES (F) | Pending |

Case 3:05-c-00066-RRB str. Pocument 150, THE iled 97/28/2005 LASK age 2 of 14

CRIMINAL DOCKET PARTY INFORMATION FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"
DEF 2.1 BOJORQUEZ, ALEJANDRO DOMINGUEZ

Including terminated defendants, excluding terminated counsel

Presiding Judge: The Honorable Ralph R. Beistline, U.S. District Judge Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge

Filed: 07/28/05

Closed: NO No. of Defendants: 4

MJ Case Number: A05-0116--MJ

AKA:

Location status: U.S. Custody

Trial date:
Terminated: NO
Needs interpreter: YES

Counsel of record: Rex Lamont Butler

745 W. 4th Avenue, Suite 300

Anchorage, AK 99501

907-272-1497 FAX 907-276-3306 Serve: YES

Type: Retained
Role: Pretrial/Trial

PLF 1.1 UNITED STATES OF AMERICA

Counsel of record: Karen L. Loeffler

U.S. Attorney's Office 222 W. 7th Avenue, #9 Anchorage, AK 99513-7567

907-271-5071 Serve: YES

Type: Not specified Role: Pretrial/Trial

Counts re: DEF 2.1 BOJORQUEZ, ALEJANDRO DOMINGUEZ

| Document | Count | Citation and Description | Disposition |
|-----------|-------|---|-------------|
| 1 - 1 IND | 1 | 21:846, 841(a)(1) & (b)(1)(A) DRUG CONSPIRACY (F) | Pending |
| 1 - 1 IND | 2 | 21:853 (a) CRIMINAL FORFEITURES (F) | Pending |

Case 3:05-c-00066-RRB str. Pocument 150, THE iled 97/28/2005 LASK age 3 of 14

CRIMINAL DOCKET PARTY INFORMATION FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"
DEF 3.1 CARDENAS-AGUAYO, JUAN JOSE

Including terminated defendants, excluding terminated counsel

Presiding Judge: The Honorable Ralph R. Beistline, U.S. District Judge Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge

Filed: 07/28/05

Closed: NO No. of Defendants: 4

MJ Case Number: A05-0116--MJ

AKA:

Location status: U.S. Custody

Trial date:
Terminated: NO
Needs interpreter: YES

Counsel of record: Ronald A. Offret

Aglietti & Offret

733 W. 4th Avenue, Suite 206

Anchorage, AK 99501

907-279-8657
FAX 907-279-5534
Serve: YES
Type: Retained
Role: Pretrial/Trial

PLF 1.1 UNITED STATES OF AMERICA

ACRS: R RDSPX

Counsel of record: Karen L. Loeffler

U.S. Attorney's Office 222 W. 7th Avenue, #9 Anchorage, AK 99513-7567

907-271-5071 Serve: YES

Type: Not specified Role: Pretrial/Trial

Counts re: DEF 3.1 CARDENAS-AGUAYO, JUAN JOSE

| Document | Count | Citation and Description | Disposition |
|----------|----------|---|-------------|
| 1 - 1 IN | TD 1 | 21:846, 841(a)(1) & (b)(1)(A) DRUG CONSPIRACY (F) | Pending |
| 1 - 1 IN | 1D 2 | 21:853 (a) CRIMINAL FORFEITURES (F) | Pending |

Case 3:05-c-00066-RRB str. Pocument 150, THE iled 97/28/2005 LASK age 4 of 14

CRIMINAL DOCKET PARTY INFORMATION FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"

DEF 4.1 SALAZAR-CARDENAS, OMAR

Including terminated defendants, excluding terminated counsel

Presiding Judge: The Honorable Ralph R. Beistline, U.S. District Judge Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge

Filed: 07/28/05

Closed: NO No. of Defendants: 4

MJ Case Number: A05-0116--MJ

AKA:

Location status: U.S. Custody

Trial date:
Terminated: NO
Needs interpreter: YES

Counsel of record: Joseph P. Josephson

Josephson & Associates PC

912 W. 6th Avenue Anchorage, AK 99501

907-276-0151 FAX 907-276-0155 Serve: YES Type: Retained

Role: Pretrial/Trial

PLF 1.1 UNITED STATES OF AMERICA

ACRS: R RDSPX

Counsel of record: Karen L. Loeffler

U.S. Attorney's Office 222 W. 7th Avenue, #9 Anchorage, AK 99513-7567

907-271-5071 Serve: YES

Type: Not specified Role: Pretrial/Trial

Counts re: DEF 4.1 SALAZAR-CARDENAS, OMAR

| Document | Count | Citation and Description | Disposition |
|-----------|-------|---|-------------|
| 1 - 1 INI | 1 | 21:846, 841(a)(1) & (b)(1)(A) DRUG CONSPIRACY (F) | Pending |
| 1 - 1 INI | 2 | 21:853 (a) CRIMINAL FORFEITURES (F) | Pending |

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF ALASKA CRIMINAL DOCKET ENTRIES FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"

For all filing dates

Presiding Judge: The Honorable Ralph R. Beistline, U.S. District Judge Magistrate Judge: The Honorable John D. Roberts, U.S. Magistrate Judge

Filed: 07/28/05

Closed: NO No. of Defendants: 4

| Document | # | Filed | Docket text |
|----------|---|----------|--|
| 1 - | 1 | 07/28/05 | [Re: DEF 1-4] PLF 1 Indictment. |
| 2 - | 1 | 07/29/05 | [Re: DEF 1-4] RRB Grand Jury Minutes. No bail set (Detention per 18:3142) Set for arraignment and notify USM. In Federal custody. |
| NOTE - | 1 | 08/01/05 | Notation: Proposed trial date setting for arraignment and notice of speedy trial act deadlines forwarded to chambers. |
| 3 - | 1 | 08/01/05 | Documents 2-35 transferred from: A05-0116 MJ (JDR) TO A05-0066 CR (RRB). |
| 3 - | 2 | 08/01/05 | {SEALED} |
| 3 - | 3 | 08/01/05 | Clerk's Notice terminating in light of this order: motion for interpreter services on behalf of David Weber (3-2). |
| 4 - | 1 | 08/01/05 | [Re: DEF 1-4] JDR Minute Order arraignment is set for 8/3/05 at 9:30 a.m. before Magistrate Judge Hall in courtroom #6. cc: AUSA, FPD, R. Offret, A. Dayan, J. Josephson |
| 5 - | 1 | 08/03/05 | [Re: DEF 1-4] TWH Court Minutes [ECR: April Karper] re Arr on Indt (held 8/3/05); plead not guilty to cts 1-2 of the indt (D1-4); det cont (D1-4); ptm's due 8/15/05 (D1-4); TBJ set for 9/12/05 before Judge Beistline (D1-4); meet and confer date set for 8/5/05 with the understanding that no later than 8/10/05 all of the discovery should be provided (D1-4); cc: USA, A. Dayan, FPD, R. Offret, J. Josephson, USM, USPO, MJ Roberts, Judge Beistline. |
| 6 - | 1 | 08/04/05 | [Re: DEF 1] TWH Order regarding preparation for trial re cnsl to meet & confer by $8/5/05$; PTM's due $8/15/05$. cc: USA, A. Dayan |
| 7 - | 1 | 08/04/05 | [Re: DEF 2] TWH Order regarding preparation for trial re cnsl to meet & confer by 8/5/05; PTM's due 8/15/05. cc: USA, FPD |
| 8 - | 1 | 08/04/05 | [Re: DEF 3] TEF Order regarding preparation for trial re cnsl to meet & confer by 8/5/05; PTM's due 8/15/05. cc: USA, R. Offret |
| 9 - | 1 | 08/04/05 | [Re: DEF 4] TWH Order regarding preparation for trial re cnsl to meet & confer by $8/5/05$; PTM's due $8/15/05$. cc: USA, J, Josephson |
| 10 - | 1 | 08/05/05 | [Re: DEF 1-4] RRB Minute Order setting TBJ on 9/12/05 @ 8:30 a.m. & FPTC on 9/8/05 @ 8:30 a.m cc: USA, A. Dayan, FPD, R. Offret, J. Josephson, USM, USPO, MJ Roberts, JC |
| 11 - | 1 | 08/05/05 | DEF 2 Unopposed motion to extend PTM deadline by five days. |
| 12 - | 1 | 08/08/05 | [Re: DEF 3] JDR Order granting unopposed motion to extend PTM deadline by five days (11-1); PTM's due 8/15/05. cc: USA, FPD |
| 13 - | 1 | 08/09/05 | DEF 2 motion for clarification and/or reconsideration of order at docket 12. |

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CRIMINAL DOCKET ENTRIES FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"

For all filing dates

| Document | # | Filed | Docket text |
|----------|---|----------|--|
| 14 - | 1 | 08/11/05 | [Re: DEF 2] JDR Minute Order granting motion for clarification and/or reconsideration of order at docket 12 (13-1); PTM ddln is ext to 8/22/05. cc: USA, FPD |
| 15 - | 1 | 08/12/05 | DEF 1 motion on shortened time to ext time to $8/22$ to file PTM's w/att aff. |
| 16 - | 1 | 08/12/05 | [Re: DEF 1-4] RRB Order appointing interpreter, Yolanda Salazar-Hobrough to serves as Spanish/English interpreter. cc: USA, A. Dayan, FPD, R. Offret, J. Josephson, Finance, Y. Salazar-Hobrough w/instruction pkg |
| 17 - | 1 | 08/12/05 | [Re: DEF 1-4] RRB Order appointing interpreter, Ron Zellon to serve as Spanish/English interpreter. cc: USA, A. Dayan, FPD, R. Ofrett, J. Josephson, Finance, R. Zellon w/instruction pkg |
| 18 - | 1 | 08/15/05 | [Re: DEF 1] JDR Order granting motion on shortened time to ext time to 8/22 to file PTM's (15-1). cc: AUSA, A. Dayan S. Tatter, R. Offret, J. Josephson |
| 19 - | 1 | 08/15/05 | DEF 4 motion for discovery. |
| 19 - | 2 | 08/15/05 | DEF 4 motion for bill of particulars. |
| 19 - | 3 | 08/15/05 | DEF 4 motion for severance. |
| 20 - | 1 | 08/15/05 | DEF 3 motion for specific Kyles and Brady information. |
| 21 - | 1 | 08/15/05 | DEF 3 motion for bill of particulars and incorporated memorandum of law. |
| 22 - | 1 | 08/15/05 | DEF 3 motion to sever and incorporated memorandum of law. |
| 23 - | 1 | 08/18/05 | DEF 3 Certificate of service re: DEF 3 motion for specific Kyles and Brady information. (20-1), DEF 3 motion for bill of particulars and incorporated memorandum of law. (21-1), DEF 3 motion to sever and incorporated memorandum of law. (22-1). |
| 24 - | 1 | 08/22/05 | [Re: DEF 3] PLF 1 opposition to DEF 3 motion for specific Kyles and Brady information (20-1). |
| 25 - | 1 | 08/22/05 | [Re: DEF 3] PLF 1 opposition to DEF 3 motion for bill of particulars and incorporated memorandum of law $(21-1)$. |
| 26 - | 1 | 08/22/05 | [Re: DEF 3] PLF 1 opposition to DEF 3 motion to sever and incorporated memorandum of law $(22-1)$. |
| 27 - | 1 | 08/22/05 | DEF 2 motion to sever his trial from the trial of his co-defendants $\ensuremath{\text{w}}/\text{att}$ memo. |
| 28 - | 1 | 08/22/05 | DEF 2 motion to suppress w/att memo & exh. |
| 28 - | 2 | 08/22/05 | DEF 2 motion for an evidentiary hearing w/att memo & exh. |
| 29 - | 1 | 08/22/05 | DEF 1 joinder to DEF 2 motion to suppress (28-1). |
| 30 - | 1 | 08/22/05 | DEF 1 joinder to DEF 4 motion for discovery. (19-1), DEF 4 motion for bill of particulars (19-2). |

Case 3:05-FF-00066-BRB STRP0-CUMBRT-150, THEILED OF 14

CRIMINAL DOCKET ENTRIES FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"

For all filing dates

| Document | # | Filed | Docket text |
|----------|---|----------|---|
| 31 - | 1 | 08/22/05 | DEF 1 motion for severance w/att memo. |
| 32 - | 1 | 08/22/05 | DEF 1 motion for protective order w/att memo. |
| 33 - | 1 | 08/23/05 | [Re: DEF 1-2] JDR Minute Order granting motion for an evidentiary hearing (28-2); govt's oppo to mot to suppress due 8/26/05; evident hrg on mot to suppress (28-1) set for 8/29/05 at 1:30 p.m. cc: USA, A. Daya, FPD, USM, USPO |
| 34 - | 1 | 08/23/05 | [Re: DEF 1-4] PLF 1 Discovery Conference Certificate. |
| 35 - | 1 | 08/24/05 | DEF 4 joinder to DEF 2 motion to suppress (28-1). |
| 36 - | 1 | 08/25/05 | [Re: DEF 4] PLF 1 opposition to DEF 4 motion for bill of particulars $(19-2)$. |
| 37 - | 1 | 08/25/05 | [Re: DEF 4] PLF 1 opposition to DEF 4 motion for severance (19-3). |
| 38 - | 1 | 08/25/05 | PLF 1 opposition to DEF 4 motion for discovery (19-1) w/att exhs. |
| 39 - | 1 | 08/26/05 | [Re: DEF 2] PLF 1 opposition to DEF 2 motion to suppress (28-1). |
| 40 - | 1 | 08/29/05 | [Re: DEF 2] PLF 1 non-opposition to DEF 2 motion to sever his trial from the trial of his co-defendants $(27-1)$. |
| 41 - | 1 | 08/30/05 | [Re: DEF 1-2; 4] JDR Court Minutes [ECR: Caroline Edmiston] Evidentiary Hearing on Motion to Suppress (DOC #28) (held 08/29/05) taken under advisement motion to suppress (28-1); Mr. Offret's oral motion to join in the hearing Denied; Ms. Tatter's oral motion allowing Mr. Herrera to assist and sit with defendant re spanish Granted; Mr. Feldis to file Defendant's exhibits A and A-1 w/court by cob 08/30/05; Defendant's summation due 09/02/05; Governments Response due 09/06/05; Defendant's reply due 09/07/05; Defendant's Astorga, Bojorquez, Cardenas detention continued; court directed clerk to order expedited transcript of hearing; w/att exh & wit list. CC: USA, USM, USPO, ECRO, A. Dayan, FPD (tatter), J. Josephson, R. Offret, Judge Beistline. |
| 42 - | 1 | 08/30/05 | [Re: DEF 1-2; 4] PLF 1 motion on shortened time to file audio cassette tape as exh A1 to its notice. |
| 43 - | 1 | 08/31/05 | DEF 1 motion on shortened time to continue trial for 10 days after motions are decided. |
| 44 - | 1 | 08/31/05 | [Re: DEF 1-2; 4] JDR Order granting motion on shortened time to file audio cassette tape as exh A1 to its notice (42-1). cc: USA, A. Daya, S. Tatter, J. Josephson |
| 45 - | 1 | 08/31/05 | [Re: DEF 1-4] RRB Minute Order re crt will address the mot to cont trial $(43-1)$ at the FPTC set for $9/8/05$ at $8:30$ a.m. cc: USA, A. Dayan, FPD, R. Offrett, J. Josephson, MJ Roberts |
| 46 - | 1 | 08/31/05 | DEF 3 reply to opposition to DEF 3 motion for bill of particulars and incorporated memorandum of law $(21-1)$. |
| 47 - | 1 | 08/31/05 | DEF 3 reply to opposition to DEF 3 motion to sever and incorporated memorandum of law $(22-1)$. |

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CRIMINAL DOCKET ENTRIES FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"

For all filing dates

| Document | # | Filed | Docket text |
|----------|---|----------|---|
| 48 - | 1 | 08/31/05 | DEF 3 reply to opposition to DEF 3 motion for specific Kyles and Brady information (20-1). |
| 49 - | 1 | 08/31/05 | [Re: DEF 1] PLF 1 opposition to DEF 1 motion for severance (31-1). |
| 50 - | 1 | 08/31/05 | [Re: DEF 1] PLF 1 non-opposition to DEF 1 motion for protective order (32-1) . |
| 51 - | 1 | 08/31/05 | DEF 2 Unopposed motion to continue trial w/att aff. |
| 52 - | 1 | 09/01/05 | [Re: DEF 1-4] PLF 1 Notice of filing transcript & audio cassette tape (of state search warrant) $w/att\ exhs.$ |
| 53 - | 1 | 09/01/05 | DEF 4 motion to ext time for filing reply brf to oppo to mot for discovery and bill of particulars. |
| 54 - | 1 | 09/02/05 | [Re: DEF 3] JDR Order granting/denying motion for specific Kyles and Brady information (20-1). cc: USA, R. Offret |
| 55 - | 1 | 09/02/05 | [Re: DEF 1] JDR Minute Order granting motion for protective order (32-1). cc: USA, A. Dayan |
| 56 - | 1 | 09/02/05 | Initial R&R re: DEF 4 motion for severance (19-3); Recommended be denied; Objections due 4:00 p.m. 09/06/06. Reply due NOON 09/07/05. cc: USA, J. Josephson, Judge Beistline |
| 57 - | 1 | 09/02/05 | Initial R&R re: DEF 3 motion to sever and incorporated memorandum of law (22-1); Recommended be denied; Objections due 4:00 p.m. 09/06/05. Reply due NOON 09/07/05. cc: USA, R. Offret, Judge Beistline |
| 58 - | 1 | 09/02/05 | DEF 1 written summation on $8/29/05$ evident hrg re: DEF 2 motion to suppress (28-1). |
| 59 - | 1 | 09/02/05 | DEF 4 post hearing memorandum re DEF 2 motion to suppress (28-1). |
| 60 - | 1 | 09/02/05 | DEF 2 argument on motion to suppress (28-1). |
| 61 - | 1 | 09/02/05 | DEF 3 motion in limine to exclude use of prior convictions. |
| 62 - | 1 | 09/02/05 | DEF 3 Trial Brief. |
| 63 - | 1 | 09/02/05 | DEF 3 motion for partial attorney conducted voir dire w/att memo. |
| 64 - | 1 | 09/02/05 | DEF 3 Proposed Jury Instructions. |
| 65 - | 1 | 09/06/05 | [Re: DEF 1-4] PLF 1 motion on shortened time to continue trial for 10 days. |
| 66 - | 1 | 09/06/05 | [Re: DEF 1-4] PLF 1 Proposed Jury Instructions. |
| 67 - | 1 | 09/06/05 | [Re: DEF 1-4] PLF 1 Proposed Voir Dire. |
| 68 - | 1 | 09/06/05 | [Re: DEF 1-4] PLF 1 Trial Brief. |
| 69 - | 1 | 09/06/05 | [Re: DEF 1-4] PLF 1 post-hrg argument in oppo to: DEF 2 motion to suppress (28-1). |

Case 3:05-FF-00066-BRB STRP OF UMBRH 150, THEILED OF 14

CRIMINAL DOCKET ENTRIES FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"

For all filing dates

| Document | # | Filed | Docket text |
|----------|---|----------|--|
| 70 - | 1 | 09/06/05 | DEF 3 objection to R&R re: DEF 3 motion to sever (22-1). |
| 71 - | 1 | 09/06/05 | DEF 3 motion for return of property. |
| 72 - | 1 | 09/06/05 | [Re: DEF 1-4] PLF 1 Attorney Appearance of K. Loeffler (AUSA). |
| 73 - | 1 | 09/06/05 | [Re: DEF 1-4] PLF 1 Amended Attorney Appearance of K. Loeffler (AUSA). |
| 74 - | 1 | 09/06/05 | DEF 1 Proposed Voir Dire. |
| 75 - | 1 | 09/06/05 | DEF 1 Trial Brief. |
| 76 - | 1 | 09/06/05 | DEF 1 Proposed Jury Instructions. |
| 78 - | 1 | 09/07/05 | DEF 2 position on continuance of trial. |
| 77 - | 1 | 09/08/05 | DEF 2 reply argument re: DEF 2 motion to suppress (28-1). |
| 77 - | 2 | 09/08/05 | DEF 2 motion for a supplemental suppression hearing following disclosure of the videotape. |
| 79 - | 1 | 09/08/05 | [Re: DEF 1-4] RRB Court Minutes [ECR: Elisa Singleton] re Hrg on Motions to Cont Trial & FPTC (held 9/8/05); granting motion on shortened time to continue trial for 10 days after motions are deci (43-1), motion Unopposed motion to continue trial (51-1); tbj cont to 10/31/05 at 8:30 am for DEF 1,3,4; DEF 2 TBJ in trailing stat; FPTC for all defs cont to 10/25/05 at 9:00 am. cc: USA, A. Dayan, FPD, R. Offret, J. Josephson, USM, USPO, Jury Clerk, Magistrate Judge Roberts |
| 80 - | 1 | 09/08/05 | DEF 4 joinder in reply argument submitted for DEF 2 and reply brief. |
| 81 - | 1 | 09/08/05 | [Re: DEF 2] JDR Minute Order re govt's response, if any, to def Bojorquez's request for a supp suppression hrg (77-2) due 9/12/05.cc: USA, FPD |
| 82 - | 1 | 09/09/05 | [Re: DEF 1-2; 4] PLF 1 Transcript of Evidentiary Hearing on Motion to Suppress (held 08/29/05). |
| 83 - | 1 | 09/12/05 | [Re: DEF 2] PLF 1 reply to opposition to DEF 2 motion to suppress $(28-1)$. |
| 83 - | 2 | 09/12/05 | [Re: DEF 2] PLF 1 opposition to DEF 2 motion for a supplemental suppression hearing following disclosure of the videotape (77-2). |
| 84 - | 1 | 09/13/05 | [Re: DEF 1-2; 4] JDR Order granting/denying motion for a supplemental suppression hearing following disclosure of the video tape (77-2); seperate notice shall issue. cc: USA, A. Dayan, FPD, J. Josephson |
| 85 - | 1 | 09/13/05 | [Re: DEF 1-2; 4] JDR Minute Order re supp evident hrg on motion to suppress (77-1) set for 9/26/05 at 10:00 a.m. cc: USA, A. Dayan, FPD, J. Josephson, USM, USPO |
| 86 - | 1 | 09/19/05 | [Re: DEF 1] RRB Order granting in part motion in limine to exclude use of prior convictions (61-1), motion for partial attorney conducted voir dire (63-1). cc: AUSA, R. Offret, |

ACRS: R_RDSDX As of 12/01/05 at 2:55 PM by GARRY

Case 3:05, FFE BIST PROLIMENT 150, THE LOG 97/28/2005 ALA PAGE 10 of 14

CRIMINAL DOCKET ENTRIES FOR CASE A05-0066--CR (RRB)
"USA V VICTOR MANUEL ASTORGA ET AL"

For all filing dates

| Document | # | Filed | Docket text |
|----------|---|----------|--|
| 87 - | 1 | 09/20/05 | [Re: DEF 4] RRB Order adopting the Magistrate Judge's recommendation, denying motion for severance (19-3). cc: AUSA, J. Josephson, USM, USPO, MJ Roberts, A. Dayan, S. Tatter, R. Offret |
| 88 - | 1 | 09/20/05 | DEF 2 motion to withdraw as counsel (w/att aff UNDER SEAL) |
| 89 - | 1 | 09/21/05 | [Re: DEF 2] RRB Order granting motion to withdraw as counsel (w/att aff UNDER SEAL) (88-1). cc: AUSA, FPD, A. DAYAN, R. OFFRET, J. JOSEPHSON, USM, USPO, FPD (CJA CLERK), MJ ROBERTS |
| 90 - | 1 | 09/26/05 | DEF 2 motion on shortened time to continue 9/28/05 evidentiary hearing. |
| 91 - | 1 | 09/27/05 | [Re: DEF 2] JDR Minute Order re: mot on shortened time to cont evid hrg set 9/28/05; crt inclined to cont hrg unless oppo to mot to cont is fld by 4:00 p.m. on 9/27/05; FPD to file aff under seal by 4:00 p.m. on 9/27/05 re: stat of securing new cnsl for DEF 2. cc: USA, FPD, A. Dayan, J. Josephson, USM, USPO |
| 92 - | 1 | 09/27/05 | [Re: DEF 1; 3-4] JDR Minute Order re evident hrg prev set for 9/28/05 at 9:30 a.m. is RESET as a status of cnsl / hrg on mot to cont (90-1). cc: USA, FPD, A. Dayan, J. Josephson, USM, USPO, P. Sullivan |
| 93 - | 1 | 09/27/05 | {SEALED} |
| 94 - | 1 | 09/28/05 | [Re: DEF 1-2; 4] JDR Court Minutes [ECR: Robin Carter] Re: stat of cnsl/hrg on mot to cont supplemental evid hrg on mot to suppress (90-1); granting motion on shortened time to continue 9/28/05 evidentiary hearing (90-1); cont evid hrg set for 10/14/04 at 9:30 a.m. cc: USA, FPD, A. DAYAN, P. SULLIVAN, J. JOSEPHSON, USM, USPO |
| 95 - | 1 | 09/29/05 | DEF 2 motion for substitution of counsel of Rex Lamont Butler for Pam Sullivan. |
| 96 - | 1 | 09/30/05 | [Re: DEF 2] RRB Order granting motion for substitution of counsel of Rex Lamont Butler for Pam Sullivan (95-1). cc: AUSA, A. Dayan, P. Sullivan, R. butler, R. Offret, J. Josephson, USM, USPO, Mj Roberts |
| 97 - | 1 | 09/30/05 | DEF 2 Errata re: DEF 2 motion for substitution of counsel of Rex Lamont Butler for Pam Sullivan (95-1). |
| 98 - | 1 | 10/03/05 | [Re: DEF 2] CJA appointment of P. Sullivan. |
| 99 - | 1 | 10/14/05 | [Re: DEF 1-2; 4] JDR Court Minutes [ECR: Robin Carter] Re: evid hrg on mot to suppress (doc #28) held 10/14/05; matter taken under advisement; exp transcript ordered w/att wit and exh list. cc: USA, A. DAYAN, R. BUTLER, J. JOSEPHSON, USM, USPO |
| 100 - | 1 | 10/17/05 | DEF 2 motion on shortened time to accept late filing of motion to suppress evidence w/att aff & mot to suppress. |
| 100 - | 2 | 10/17/05 | DEF 2 motion on shortened time for continuance of trial currently set for $10/31/05$ w/att aff. |
| 101 - | 1 | 10/18/05 | [Re: DEF 2] JDR Minute Order granting motion on shortened time to accept late filing of motion to suppress evidence $(100-1)$; govt's response to mot to suppress due $10/21/05$; status conf set for $10/20/05$ for purpose to set any add evident hrg on mot to suppress w/all defs to participate. |

As of 12/01/05 at 2:55 PM by GARRY

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| Document | # | Filed | Docket text |
|----------|---|----------|---|
| | _ | | cc: USA, A. Daya, R. Butler, R. Offrett, J. Josephson, USM, USPO |
| 102 - | 1 | 10/18/05 | DEF 2 motion to suppress fruits of patdown search w/att memo. |
| 103 - | 1 | 10/18/05 | [Re: DEF 1-4] RRB Minute Order defendant's motion for continuance of trial (dkt 100) will be addressed at the FPTC set 10/25/05 at 9:00 a.m. in Courtroom #2. cc: AUSA, A.DAYAN, R. BUTLER, R. OFFRET, J. JOSEPHSON, SUM, USPO, MJ ROBERTS |
| 104 - | 1 | 10/19/05 | DEF 4 joinder to DEF 2 motion to suppress fruits of patdown search (102-1), DEF 1 motion to suppress seizure of money & statements & (void) search warrants (110-1). |
| 104 - | 2 | 10/19/05 | DEF 4 Declaration of intent to join in motions to be brought by defendant Victor manuel Astorga. |
| 105 - | 1 | 10/19/05 | DEF 4 motion for second supplemental evidentiary hearing w/att exh. |
| 106 - | 1 | 10/19/05 | DEF 1 joinder to DEF 2 motion to suppress (28-1), DEF 2 motion on shortened time for continuance of trial currently set for $10/31/05$ (100-2). |
| 107 - | 1 | 10/20/05 | [Re: DEF 1-4] PLF 1 joint motion on shortened time for telephonic status conference. |
| 108 - | 1 | 10/20/05 | [Re: DEF 1-4] JDR Court Minutes [ECR: Robin Carter] Re: stat conf to schedule any additional evid hrg on mots to suppress held 10/20/05; cont evid on mot to suppress (dkt #28) set for 10/26/05 at 10:00 a.m.; crt directed that all counsel be served with notices of crt hrgs. cc: USA, A. DAYAN, R. BUTLER, R. OFFRET, J. JOSEPHSON, USM, USPO |
| 109 - | 1 | 10/20/05 | [Re: DEF 1-2; 4] Transcript of Evidentiary Hearing on Motion to Suppress (DOC $\#28$) (held $10/14/05$). |
| 110 - | 1 | 10/20/05 | DEF 1 motion to suppress seizure of money & statements & to void search warrants $\mbox{w/att}$ memo & exhs. |
| 111 - | 1 | 10/21/05 | DEF 2 motion to accept late filing of mot to suppress statments of Mr. Bojorquez w/att mot to suppress. |
| 112 - | 1 | 10/21/05 | DEF 2 motion on shortened time re 111-1. |
| 113 - | 1 | 10/21/05 | DEF 3 joinder to DEF 2 motion to suppress fruits of patdown search $(102-1)$. |
| 114 - | 1 | 10/24/05 | [Re: DEF 2] JDR Minute Order granting motion on shortened time re 111-1 $(112-1)$; directing govt to file oppo to DEF 2's mot to late file mot to suppress stmts by COB $10/26/05$. cc: USA, R. Butler |
| 115 - | 1 | 10/24/05 | [Re: DEF 1-4] Transcript re Status Conf to Schedule Any Additional Evid Hrgs on Motions to Suppress (held $10/20/05$). |
| 116 - | 1 | 10/25/05 | [Re: DEF 1-4] RRB Court Minutes [ECR: April Karper] re Hrg on Def's Mot to Cont Trial (DKT 100) / FPTC (held 10/25/05); granting motion on shortened time for continuance of trial currently set for 10/31/05 (100-2)(D1-4); TBJ set for 10/31/05 and 11/1/05 VACATED and reset to 12/5/05 (D1-4), D-2's trial to trail that of his co-defendant's; FPTC set for 11/28/05 at 9:00 a.m. (D1-4); crt found excludable delay under 18 U.S.C. Section 3161(h)(8)(B)(iv) (D1-4); cc: USA, A. Dayan, R. |

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|------------|---|----------|---|
| | _ | | Butler, R. Offret, J. Josephson, USM, USPO, JC, MJ Roberts. |
| 117 - 1 | L | 10/25/05 | DEF 1 Notice to the crt re: intent to subpoena officer Evans for evidentiary hrg. |
| 118 - 1 | L | 10/25/05 | DEF 1 Notice of joinder to DEF 2 motion to accept late filing of mot to suppress statments of Mr. Bojorquez (111-1), DEF 2 motion on shortened time re 111-1. (112-1). |
| 119 - 1 | L | 10/25/05 | [Re: DEF 1-2; 4] PLF 1 opposition to motions to suppress based upon timing of search. |
| 120 - 1 | L | 10/26/05 | DEF 1 motion (second) motion to suppress all evidence sezied & void search warrant w/att memo. |
| 120 - 2 | 2 | 10/26/05 | DEF 1 Supplement arguments on the matters heard at the $10/26/05$ evidentiary hrg. |
| 121 - 1 | L | 10/26/05 | [Re: DEF 1-4] PLF 1 opposition to DEF 2 motion to suppress fruits of patdown search (102-1), DEF 2 motion to accept late filing of mot to suppress statments of Mr. Bojorquez w/att mot to suppress (111-1) w/att exhs. |
| 122 - 1 | L | 10/27/05 | [Re: DEF 1-2; 4] JDR Court Minutes [ECR: Caroline Edmiston] RE: Continued Evidentiary Hearing on Motion to Suppress (DOC #28) (held 10/27/05); Mr. Butler's oral motion to witnesses Dorr & Glen not be released from subpoena's Granted; This matter Under Advisement; written ruling to issue; Counsel to file a Notice as to their defendant's and motions to be joined; Defendant's detention continued; orig exhibits retained by counsel; court directed clerk to order expedited transcript of hearing; Continued Evidentiary Hearing on Motion to Suppress (DOC #28) set 11/04/05 at 9:30 a.m. CC: USA, A. Dayan, R. Butler, J. Josephson, R. Offret, USM, USPO, Judge Beistline. |
| 123 - 1 | L | 10/27/05 | DEF 4 reply to govt's opposition to motions to suppress based upon timing of search. |
| 124 - 1 | L | 10/28/05 | [Re: DEF 1-4] JDR Order re suppression motions and scheduled evidentiary hearings (doc nos. 100, 102, 104, 105, 110, 111, 112, 113, 120); previously granted motion for second supplemental evidentiary hearing (105-1); granting Bojorquez's motion to accept the late filing of motion to suppress fruits of the pat-down search; granting motion to accept late filing of mot to suppress statments of Mr. Bojorquez (111-1); court deems Astorga's second motion to void search warrant & suprress all evidence @ 120-1 to be supplemental arguments on the matters heard at the 10/26/05 evidentiray hearing; motions to suppress (102-1, 110-1) shall go forward; an evidentiary hrg on the matters relating to statements & seizure of money during the pat-down search of the moving defs (Bojorquez & Astorga) has been set for 11/4/05 at 9:30 a.m. crt does not request any further briefing on the motions to suppress prior to the next evident hrg. cc: USA, A. Dayan, R. Butler, R. Offret, J. Josephson |
| 125 - 1 | L | 10/28/05 | DEF 2 motion to suppress statments of Mr. Bojorquez w/att aff. |
| 126 - 1 | L | 10/28/05 | DEF 3 joinder to DEF 1 motion to suppress seizure of money & statements & to void search warrants (110-1). |

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|------------|----------|---|
| 127 - 1 | 10/28/05 | DEF 3 joinder to DEF 1 motion (second) motion to suppress all evidence sezied & void search warrant (120-1). |
| 128 - 1 | 10/28/05 | DEF 1 joinder DEF 4 oppo re: DEF 2 motion to suppress (28-1). |
| 129 - 1 | 10/28/05 | DEF 2 motion for reconsideration of def's request to challenge his statements to law enforcement authorities after the search warrant. |
| 130 - 1 | 10/31/05 | DEF 3 motion for reconsideration of def's right to challenge evience obtained from him after illegal patdown search. |
| 131 - 1 | 11/01/05 | [Re: DEF 1-2; 4] Transcript of Continued Evidentiary Hearing on Motion to Suppress (DOC $\#28$) (held $10/26/05$). |
| 132 - 1 | 11/01/05 | [Re: DEF 2] JDR Minute Order re hrg on def's mot for reconsideration (129-1) set for $11/2/05$ at 9:30 a.m. cc: USA, A. Dayan, R. Butler, R. Offret, J. Josephson, USM, USPO |
| 133 - 1 | 11/01/05 | [Re: DEF 2-3] PLF 1 opposition to DEF 2 motion for reconsideration of def's request to challenge his statements to law enforcement authorities after the search warrant (129-1), DEF 3 motion for reconsideration of def's right to challenge evience obtained from him after illegal patdown search (130-1). |
| 134 - 1 | 11/02/05 | [Re: DEF 1-4] JDR Minute Order granting motion for reconsideration of def's right to challenge evience obtained from him after illegal pat-down search (130-1); def's motion for joinder in def Astoga's motion to suppress at 110 is granted. cc: USA, A. Dayan, R. Butler, R. Offret, J. Josephson |
| 135 - 1 | 11/03/05 | DEF 1 Notice of Intent to change plea and request for a COP hearing. |
| 136 - 1 | 11/04/05 | [Re: DEF 2-4] JDR Court Minutes [ECR: April Karper/Linda Christensen] re: Cont Evidentiary Hrg on Pending Mots to Suppress (held 11/4/05); hrg cont to 11/9/05 at 9:30 am. cc: USA, R. BUTLER, R. OFFRET, J. JOSEPHSON, USM, USPO, USDJ BEISTLINE |
| 137 - 1 | 11/07/05 | [Re: DEF 2] JDR Court Minutes [ECR: April Karper] re Hrg Mot for Reconsideration (DOC #129) (held 11/2/05); granting motion for reconsideration of def's request to challenge his statements to la (129-1); matters to be heard w/prev set evid hrg on 11/4/05 at 9:30 a.m. (DEF 1-4), cont evid hrg set for 11/9/05 at 9:30 a.m. for (DEF 1-4); cc: USA, R. Butler, R. Offret, A. Dayan, J. Josephson, USM, USPO, Judge Beistline. |
| 138 - 1 | 11/08/05 | [Re: DEF 1] RRB Minute Order a change of plea hearing is set for 11/14/05 at 9:00 a.m. in Courtroom #2. cc: AUSA, A. Dayan, USM, USPO, MJ Roberts |
| 139 - 1 | 11/10/05 | [Re: DEF 2-4] JDR Court Minutes [ECR: Elisa Singleton/Linda Christensen] re Cont Evidentiary Hrg on Pending Mots to Suppress (held 11/9/05); matters submitted; court to issue written R&R expedited transcript ordered of 11/9/05 hrg and 11/2/05 hrg on mot for reconsideration; wit & exh lists att. cc: USA, R. Butler, R. Offret, J. Josephson, Judge Beistline |

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|----------|---|----------|---|
| 140 - | 1 | 11/10/05 | [Re: DEF 2-4] Transcript of Continued Evidentiary Hearing on Pending Motions to Suppress (held 11/4/05). |
| 141 - | 1 | 11/14/05 | {SEALED} |
| 142 - | 1 | 11/14/05 | {SEALED} |
| 143 - | 1 | 11/14/05 | DEF 4 Notice of Intent to change plea. |
| 144 - | 1 | 11/15/05 | DEF 3 Notice of Intent to change plea. |
| 145 - | 1 | 11/16/05 | DEF 2 Notice of Intent to change plea. |
| 146 - | 1 | 11/17/05 | [Re: DEF 2] Transcript of Hearing on Motion for Reconsideration (dkt 129) held 11/2/05. |
| 147 - | 1 | 11/17/05 | [Re: DEF 2-4] Transcript of Continued Evidentiary on Pending Motions to Suppress held 11/9/05. (located in expando folder behind case file) |
| 148 - | 1 | 11/18/05 | Initial R&R re: DEF 2 motion to suppress (28-1). Objections due by noon 11/23/05. Reply due by noon 11/29/05. Magistrate Judge recommends that the motion be granted in part adn denied in part. cc: AUSA, A. DAYAN, R. OFFRET, J. JOSEPHSON, R. BUTLER, Judge Beistline |
| 149 - | 1 | 11/22/05 | [Re: DEF 2-4] RRB Minute Order that defs have fld notices of intent to change plea; change of plea hrgs will be scheduled @ the 11/28/05 @ 9:00 a.m.; TBJ of 12/5/05 is vacated. cc: USA, R. Butler, R. Offret, J. Josephson, USM, USPO, MJ Roberts, JC |
| 150 - | 1 | 11/28/05 | [Re: DEF 2-4] RRB Court Minutes [ECR: Caroline Edmiston] RE: Final Pretrial Conference (held 11/28/05); PCOP set 12/12/05 at 9:00 a.m. for defendant Bojorquez; PCOP set 12/05/05 at 9:00 a.m. for defendant Cardenas-Aguayo; PCOP set 12/06/05 at 9:30 a.m. for defendant Salazar-Cardenas. CC: USA, USM, USPO, R. Offrett, J. Josephson, R. Butler. |